



March 19, 2003

ENGROSSED HOUSE BILL No. 1210

DIGEST OF HB 1210 (Updated March 18, 2003 11:43 AM - DI 71)

Citations Affected: IC 9-13; IC 9-17.

Synopsis: Inspection for titling motor vehicles. Provides that a new motor vehicle brought into Indiana with a certificate of origin that is destined for a subsidiary of the manufacturer or an affiliate does not require an authorized inspection before an Indiana certificate of title is issued.

Effective: July 1, 2003.

Herrell, Alderman

(SENATE SPONSORS — WYSS, CRAYCRAFT)

January 8, 2003, read first time and referred to Committee on Roads and Transportation.
January 21, 2003, reported — Do Pass.
January 23, 2003, read second time, amended, ordered engrossed.
February 24, 2003, engrossed.
February 27, 2003, read third time, passed. Yeas 96, nays 0.

SENATE ACTION

February 11, 2003, read first time and referred to Committee on Transportation and Homeland Security.
March 18, 2003, reported favorably — Do Pass.

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EH 1210—LS 6648/DI 96+



March 19, 2003

First Regular Session 113th General Assembly (2003)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2002 Regular or Special Session of the General Assembly.

ENGROSSED HOUSE BILL No. 1210

A BILL FOR AN ACT to amend the Indiana Code concerning motor vehicles.

Be it enacted by the General Assembly of the State of Indiana:

- 1 SECTION 1. IC 9-13-2-97, AS AMENDED BY P.L.78-2002,
2 SECTION 3, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2003]: Sec. 97. (a) "Manufacturer" means, except as provided
4 in ~~subsection~~ **subsections (b) and c**, a person engaged in the business
5 of constructing or assembling vehicles, of a type required to be
6 registered under IC 9-18, at an established place of business in Indiana.
7 The term does not include a converter manufacturer or recreational
8 vehicle manufacturer.
9 (b) "Manufacturer", for purposes of IC 9-23, means a person who is
10 engaged in the business of manufacturing or assembling new motor
11 vehicles or major component parts of motor vehicles, or both, and sells
12 new motor vehicles to dealers, wholesale dealers, distributors, or the
13 general public. The term includes the following:
14 (1) A factory branch office of the manufacturer.
15 (2) An authorized representative of the manufacturer.
16 (3) A partnership, a firm, an association, a joint venture, a limited
17 liability company, a corporation, or a trust, resident or

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nonresident, that is controlled by the manufacturer.
The term does not include a converter manufacturer or recreational vehicle manufacturer.

(c) "Manufacturer", for purposes of IC 9-17-2-12, means a person engaged in the business of constructing or assembling vehicles, of a type required to be registered under IC 9-18, at an established place of business outside Indiana.

SECTION 2. IC 9-17-2-12 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2003]: Sec. 12. (a) As used in this section, "dealer" refers to a dealer that has:

- (1) been in business for not less than five (5) years; and
- (2) sold not less than one hundred fifty (150) motor vehicles during the preceding year.

(b) This section does not apply to the following:

- (1) A new motor vehicle or recreational vehicle sold by a dealer licensed by the state.
- (2) A motor vehicle or recreational vehicle transferred or assigned on a certificate of title issued by the bureau.
- (3) A motor vehicle that is registered under the International Registration Plan.

(4) A new motor vehicle brought into Indiana with a certificate of origin and that is destined for a subsidiary of the manufacturer or an affiliate.

(c) An application for a certificate of title for a motor vehicle or recreational vehicle may not be accepted by the bureau unless the motor vehicle or recreational vehicle has been inspected by one (1) of the following:

- (1) An employee of a dealer designated by the bureau to perform an inspection.
- (2) A military policeman assigned to a military post in Indiana.
- (3) A police officer.
- (4) A designated employee of the bureau.

(d) A person described in subsection (c) inspecting a motor vehicle, semitrailer, or recreational vehicle shall do the following:

- (1) Make a record of inspection upon the application form prepared by the bureau.
- (2) Verify the facts set out in the application.

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COMMITTEE REPORT

Mr. Speaker: Your Committee on Roads and Transportation, to which was referred House Bill 1210, has had the same under consideration and begs leave to report the same back to the House with the recommendation that said bill do pass.

RESKE, Chair

Committee Vote: yeas 11, nays 0.

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HOUSE MOTION

Mr. Speaker: I move that House Bill 1210 be amended to read as follows:

Page 2, line 21, after "A" insert "**new**".

Page 2, line 21, delete "titled in the name of the manufacturer".

Page 2, line 22, delete "as provided in section 5(1) of this".

Page 2, line 23, delete "chapter that is purchased in Indiana by a division" and insert "**with a certificate of origin and that is destined for a subsidiary**".

(Reference is to HB 1210 as printed January 22, 2003.)

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COMMITTEE REPORT

Mr. President: The Senate Committee on Transportation and Homeland Security, to which was referred House Bill No. 1210, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill DO PASS.

(Reference is made to House Bill 1210 as reprinted January 24, 2003.)

WYSS, Chairperson

Committee Vote: Yeas 7, Nays 0.

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